

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO**

IN RE: ORTHO EVRA PRODUCTS
LIABILITY LITIGATION

N.D. OHIO Case No. 1:06-40000

MDL Docket No. 1742

This Document Relates To:

ALL CASES.

**CASE MANAGEMENT ORDER NO. 38
(APPOINTING NEW COUNSEL TO THE
PLAINTIFFS' LEADERSHIP
COMMITTEES)**

This Court previously entered Case Management Order Nos. 1, 3, and 5 (Document Nos. 3, 9, and 30 respectively), appointing Plaintiff's Lead and Liaison Counsel, and various counsel as members of the Plaintiffs' Executive Committee ("PEC") and Plaintiffs' Steering Committee ("PSC"). The cases have been separated for discovery purposes into a "pre label" and "post label" track. The Court finds that the PEC and PSC have fulfilled their obligations as to the pre label cases and therefore the current PEC and PSC are relieved of their responsibilities with the appreciation of the Court.

As to all remaining and future cases (pre label or post label), the Court hereby appoints a new PSC consisting of:

Plaintiffs' Lead Counsel:

Janet G. Abaray
Burg Simpson Eldredge Hersh & Jardine, P.C.
312 Walnut Street, Suite 2090
Cincinnati, Ohio 45202

Michael S. Burg
Burg Simpson Eldredge Hersh & Jardine, P.C.
40 Inverness Drive East
Englewood, Colorado 80112

Plaintiffs' Liaison Counsel:

Michael A. London
Douglas & London, P.C.
111 John Street, 14th Floor
New York, New York 10038

Plaintiffs' Steering Committee:

Jerrold S. Parker
Parker, Waichman & Alonso, LLP
111 Great Neck Rd., First Floor
Great Neck, New York 11021-5402

Daniel E. Becnel, Jr.
Law Offices of Daniel E. Becnel, Jr.
P.O. Drawer H
106 W. 7th Street
Reserve, LA 70084

Howard L. Nations
The Law Offices of Howard L. Nations, P.C.
4515 Yoakum Blvd.
Houston, TX 77006

The Court expresses its gratitude to all counsel for their service to the MDL plaintiffs and the Court.

Lead and Liaison Counsel for Defendants shall remain unchanged.

IT IS SO ORDERED.

Dated July ²³_{_,} 2009

s/ David A. Katz

DAVID A. KATZ
U.S. DISTRICT JUDGE